

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

BEVERLY A. JONES,	§	
Plaintiff,	§	
	§	
vs.	§	CIVIL ACTION NO. H-05-712
	§	
JO ANNE B. BARNHART,	§	
COMMISSIONER OF	§	
SOCIAL SECURITY,	§	
Defendant.	§	

ORDER DENYING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

On March 6, 2006, the parties consented to proceed before a United States Magistrate Judge, pursuant to 28 U.S.C. § 636(c), for all further proceedings, including trial and entry of final judgment. (Docket Entry #16). On December 30, 2005, Plaintiff filed a motion for summary judgment. (Docket Entry #13). On December 31, 2005, Defendant filed a motion for summary judgment. (Docket Entries #11, #12). On January 30, 2006, Defendant filed a response to Plaintiff's motion, which made the briefing complete. (Docket Entry #15).

After considering the pleadings, the evidence submitted, and the applicable law, the court ORDERS that Plaintiff's motion is GRANTED, and that Defendant's motion is DENIED.

A Memorandum and Order will follow.

SIGNED at Houston, Texas, this 31st day of March, 2006.



MARY MILLOY
UNITED STATES MAGISTRATE JUDGE